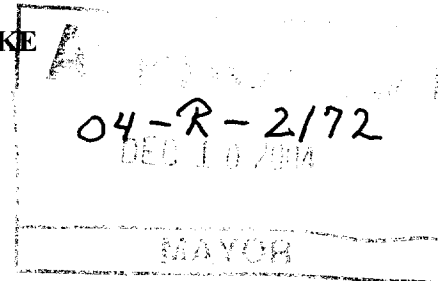


Entered - 12/10/03 - sb
CL - 03L0965 - LISA CARTER

CLAIM OF: USAA, AS SUBROGEE OF LINTON COOKE
HOPKINS
through its attorney,
Norych and Tallis
3111 University Drive, Suite 608
Coral Springs, Florida 33065

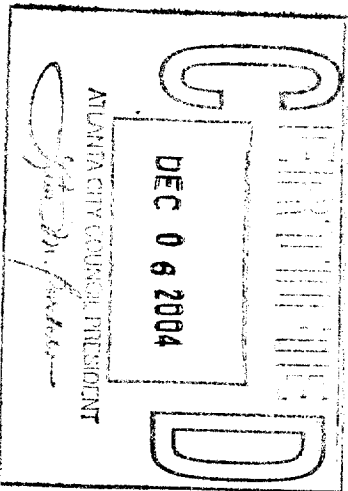


ADOPTED BY
DEC 0 6 2004
COUNCIL

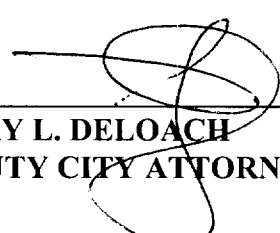
For damages alleged to have been sustained as a result of an automobile accident on October 28, 2003 at 95 Wakefield Drive, NE.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **USAA, as subrogee of Linton Cooke Hopkins, through its attorney, Jim Oster** the sum of **\$2,846.82** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of an automobile accident on October 28, 2003 at 95 Wakefield Drive, NE as is more particularly set forth in the within claim; said sum taken from and charged to account **2J01/529017/Q30001**.



APPROVED: LINDA K. DISANTIS
CITY ATTORNEY

BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

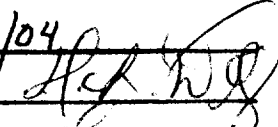
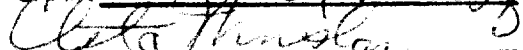


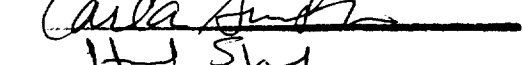
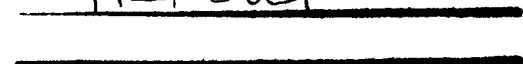
FAVORABLE REPORT

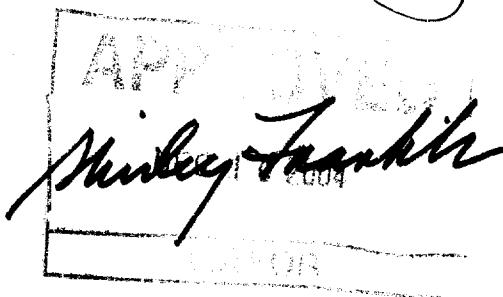
PUBLIC SAFETY &

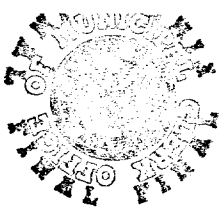
LEGAL ADMINISTRATION COMMITTEE

DATE: 11/30/04

CHAIR:





**MUNICIPAL CLERK
ATLANTA, GEORGIA**

04-R-2172

A RESOLUTION

**BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **USAA, as subrogee of Linton Cooke Hopkins through his attorney, Norych and Tallis** to in the sum of **\$2,846.82** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as **a result of an automobile accident on October 28, 2003 at 95 Wakefield Drive, NE** as is more particularly set forth in the within claim; said sum taken from and charged to Account 2J01/529017/Q30001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughkin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

DEC 06, 2004
DEC 10, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0965

Date: November 16, 2004

Claimant/Victim USAA as subrogee on Linton Cooke Hopkins

BY: (Atty) (Ins. Co.) Norych and Tallis

Address: 3111 University Drive Suite 608 Coral Springs, Georgia 33065

Subrogation: X Claim for Property damage \$ 2,846.82 Bodily Injury \$ _____

Date of Notice: 11/20/03 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 10/28/03 Place: 95 Wakefield Drive, NE

Department Watershed Management Bureau: _____ Division: Sewer Operations

Employee involved Kevin Edwards Disciplinary Action: Written Counseling/Defensive Driving Course

NATURE OF CLAIM: The driver of the city vehicle backed into the claimant's parked vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures X Diagrams _____ Reports: Police X Dept Report X Other _____

Traffic citations issued: City Driver X Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental _____ Ministerial X

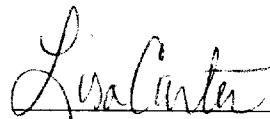
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - LISA CARTER

RECOMMENDATION:

Pay \$ 2,846.82 Adverse _____ Account charged: 1A01 _____ 2J01 X 2P01 _____

Claims Manager:  Concur/date 11/22/04

Committee Action: _____ Council Action _____

RCS# 6311
12/06/04
5:21 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG(S) 5-25 EXCEPT 04-O-2102
04-R-2231 04-R-2224 04-R-2203
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

| | | | |
|-----------|-------------|-----------|------------|
| Y Smith | Y Archibong | Y Moore | Y Mitchell |
| Y Starnes | Y Fauver | Y Martin | NV Norwood |
| Y Young | Y Shook | Y Maddox | NV Willis |
| Y Winslow | Y Muller | Y Sheperd | NV Borders |

CONSENT I

| | | | 12-06-04 Council Meeting |
|--------------------------------|--------------------------------|--------------------------------|--------------------------------|
| ITEMS ADOPTED ON CONSENT | ITEMS ADOPTED ON CONSENT | ITEMS ADOPTED ON CONSENT | ITEMS ADOPTED ON CONSENT |
| 1. 04-O-2043 | 42. 04-R-2128 | 83. 04-R-2186 | 104. 04-O-1989 |
| 2. 04-O-2044 | 43. 04-R-2129 | 84. 04-R-2187 | 105. 04-O-1990 |
| 3. 04-O-2045 | 44. 04-R-2130 | 85. 04-R-2188 | 106. 04-O-1991 |
| 4. 04-O-2046 | 45. 04-R-2131 | 86. 04-R-2189 | 107. 04-O-1992 |
| 5. 04-O-2098 | 46. 04-R-2132 | 87. 04-R-2199 | 108. 04-O-1993 |
| 6. 04-O-2099 | 47. 04-R-2209 | 88. 04-R-2200 | 109. 04-O-1994 |
| 7. 04-O-2100 | 48. 04-R-2210 | 89. 04-R-2201 | 110. 04-O-1995 |
| 8. 04-O-2110 | 49. 04-R-2211 | Items | 111. 04-O-1996 |
| 9. 04-O-2115 | 50. 04-R-2212 | Adversed on | 112. 04-O-1997 |
| 10. 04-O-1434 | 51. 04-R-2214 | Consent | 113. 04-O-2054 |
| 11. 04-O-1927 | 52. 04-R-2215 | 90. 04-R-2178 | 114. 04-O-2055 |
| 12. 04-O-1120 | 53. 04-R-2084 | 91. 04-R-2179 | 115. 04-O-2057 |
| 13. 04-O-1972 | 54. 04-R-2150 | 92. 04-R-2180 | 116. 04-O-2059 |
| 14. 04-O-2047 | 55. 04-R-2151 | 93. 04-R-2181 | 117. 04-O-2116 |
| 15. 04-O-0649 | 56. 04-R-2152 | 94. 04-R-2182 | 118. 03-R-1387 |
| 16. 04-O-1753 | 57. 04-R-2155 | 95. 04-R-2183 | 119. 04-R-2120 |
| 17. 04-O-1802 | 58. 04-R-2133 | 96. 04-R-2184 | 120. 04-R-2136 |
| 18. 04-O-1823 | 59. 04-R-2134 | 97. 04-R-2190 | 121. 04-R-2137 |
| 19. 04-O-2050 | 60. 04-R-2202 | 98. 04-R-2191 | 122. 04-R-2140 |
| 20. 04-O-2051 | 61. 04-R-2205 | 99. 04-R-2192 | 123. 04-R-2141 |
| 21. 04-O-2052 | 62. 04-R-2206 | 100. 04-R-2193 | 124. 04-R-2142 |
| 22. 04-O-2053 | 63. 04-R-2158 | 101. 04-R-2194 | 125. 04-R-2143 |
| 23. 04-O-2061 | 64. 04-R-2159 | 102. 04-R-2195 | 126. 04-R-2144 |
| 24. 04-O-2086 | 65. 04-R-2160 | 103. 04-R-2196 | 127. 04-R-2216 |
| 25. 04-O-2087 | 66. 04-R-2161 | | 128. 04-R-2220 |
| 26. 04-O-2021 | 67. 04-R-2162 | | 129. 04-R-2221 |
| 27. 04-O-2049 | 68. 04-R-2163 | | |
| 28. 04-R-2145 | 69. 04-R-2164 | | |
| 29. 04-R-2146 | 70. 04-R-2165 | | |
| 30. 04-R-2147 | 71. 04-R-2166 | | |
| 31. 04-R-2148 | 72. 04-R-2167 | | |
| 32. 04-R-2149 | 73. 04-R-2168 | | |
| 33. 04-R-2204 | 74. 04-R-2169 | | |
| 34. 04-R-1970 | 75. 04-R-2170 | | |
| 35. 04-R-2121 | 76. 04-R-2171 | | |
| 36. 04-R-2122 | 77. 04-R-2172 | | |
| 37. 04-R-2123 | 78. 04-R-2173 | | |
| 38. 04-R-2124 | 79. 04-R-2174 | | |
| 39. 04-R-2125 | 80. 04-R-2175 | | |
| 40. 04-R-2126 | 81. 04-R-2176 | | |
| 41. 04-R-2127 | 82. 04-R-2177 | | |